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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/529,767	03/30/2005	Takeshi Hayakawa	2005_0353A	4794
52349 7590 02/27/2008 WENDEROTH, LIND & PONACK L.L.P. 2033 K. STREET, NW SUITE 800 WASHINGTON, DC 20006			EXAMINER ANDRAMUNO, FRANKLIN S	
			ART UNIT 2623	PAPER NUMBER
			MAIL DATE 02/27/2008	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## Office Action Summary

Application No.

10/529,767

Applicant(s)

HAYAKAWA, TAKESHI

Examiner

Franklin S. Andramuno

Art Unit

2623

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 3/30/05.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-6 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-6 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 3/30/05 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)            | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948)    | Paper No(s)/Mail Date. _____                                      |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>3/30/05, 8/16/06</u>  | 6) <input type="checkbox"/> Other: _____                          |

## DETAILED ACTION

### *Claim Rejections - 35 USC § 103*

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-6 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hino et al (US 7,237, 029 B2) in view of Okada et al (US 2003/0229894 A1). Hereinafter referred as Hino and Okada.

Regarding claims 1 and 4, Hino discloses an apparatus and method for displaying images comprising a TV receiver which displays images from a recording medium (**Channel of recording in figure 34**), and a remote controller which controls the TV receiver (**column 1 lines 48-52**): wherein the TV receiver comprises: a media insertion means for inserting the recording medium (**column 2 lines 1-5**); a media control means for forming a display image list (**control command in figure 78**), based on image information from the recording medium, when detecting insertion of the recording medium into the media insertion means (**column 13 lines 56-60**); a first display-image-list storage means for storing the display image list (**column 13 lines 45-47**); a first display means for displaying an image; and a first control means for transmitting the display image list to the remote controller (**Remote Control Terminal in figure 78**), and for, when receiving control information from the remote controller

(**Control command in figure 77**), outputting the image from the recording medium to the first display means, based on the control information and the display image list stored in the first display-image-list storage means (**Supply of Operation Screen in figure 77**); and wherein the remote controller comprises: a second display-image-list storage means for storing the display image list; a second display means for displaying an image (**Remote control terminal in figure 77**); and a second control means for, when receiving the display image list from the TV receiver, making the second display-image-list storage means store the display image list (**Network for Cellular Phone in figure 77**), and for, when receiving control information from a user, transmitting the control information to the TV receiver and outputting the image from the recording medium to the second display means (**Contents Management in figure 77**), based on the control information and the display image list stored in the second display-image-list storage means (**Access Management in figure 77**). However, Hino fails to disclose the use of external recording device such as a dvd recording device to display images. Okada discloses in (**page 2 paragraph (0016)**) a recording media such as dvd is used in the invention.

Therefore, it would have been obvious at the time of the invention to include the use of a thumbnail display to show the interests of a user. This is a useful feature because it allows user to interact video between two electronic devices.

Regarding claims 2 and 5, Okada discloses the apparatus and method for displaying images according to claim 1, wherein the second control means, when

receiving a display image list from the TV receiver (**Tuner Unit (14) in figure 7**), outputs a thumbnail of the image from the recording medium to the second display means, based on the display image list (**Thumbnail Area Generator (42) in figure 7**).

Regarding claims 3 and 6, Okada discloses the apparatus and method for displaying images according to claim 2, wherein the second display means displays the thumbnail of an image from the recording medium two dimensionally by putting a time period on one of a vertical axis and a horizontal axis (**Figure 11**), and a photography location on an other axis (**Index Image Generation Block (78) in figure 12**).

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Franklin S. Andramuno whose telephone number is 571-270-3004. The examiner can normally be reached on Mon-Thurs (7:30am - 5:00pm) alternate Fri off (EST).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chris Kelley can be reached on (571)272-7331. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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